

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on February 5, 2007 at
2:35 P.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Bill Beck (R)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Cynthia Hiner (D)
Rep. Galen Hollenbaugh (D)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Penny Morgan (R)
Rep. John L. Musgrove (D)
Rep. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Rep. Jack Wells (R)
Rep. Craig Witte (R)

Members Excused: None.

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Jon Moe, Legislative Branch
Clayton Schenck, Legislative Fiscal Analyst

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 343, HB 522, HB 523, 2/1/2007
Executive Action: HB 34, HB 57, HB 227, HB 302, HB
374, HB 438, HB 186.

HEARING ON HB 343

Opening Statement by Sponsor:

00:01:18 Rep. Diane Rice (R), HD 71, opened the hearing on HB 343, Appropriation for legislative legal action in wolf delisting lawsuit.

[EXHIBIT \(aph25a01\)](#)

[EXHIBIT \(aph25a02\)](#)

[EXHIBIT \(aph25a03\)](#)

Proponents' Testimony:

00:08:28 Rep. Debbie Barrett
 00:10:16 Bill Hoppe, Gardner, North Yellowstone Outfitters, Friends of Northern Yellowstone Elk Herd (FONYEH)
 00:14:41 Gary Marbut, Missoula, Montana Shooting Sports Association
 00:16:12 Bob Fanning, Chairman and founder of FONYEH
 00:20:40 Doug Malley, retired attorney, Clancy
 00:23:03 Duane Neal, Black Otter Guide Service
 00:24:36 Randy Petrich, rancher, outfitter; FONYEH
 00:26:19 Hank Favidge, retired game warden, Livingston
 00:31:05 Jack D. Jones, Butte, retired wildlife biologist
 00:39:22 Allan Schallenberger, Sheridan, cattle rancher, former wildlife research biologist

[EXHIBIT \(aph25a04\)](#)

00:42:05 Tim Bowers, self, outfitter
 00:43:13 Cameron Mayo, Big Timber, outfitter; fish and wildlife biology major, University of Montana, Bozeman
 00:43:53 Ryan Malone, ranch manager, Paradise Valley
 00:44:58 Jeff Cahill, rancher, dude rancher, Livingston
 00:46:18 Justin O'Hair, rancher, outfitter, Livingston
 00:47:23 Ned Zimmerman, rancher, Park County
 00:47:54 Jamie Landon, President, Park County Stockgrowers
 00:48:46 David Rigler, Park County
 00:49:58 Rep. Rick Ripley, rancher, Bowman's Corner

Opponents' Testimony:

00:50:41 Janet Ellis, Montana Audubon
 00:53:31 Mike Volesky, Governors' Office
 00:55:52 Rep. Sinrud
 00:56:11 Mr. Volesky
 00:56:30 Rep. Sinrud
 00:56:43 Mr. Volesky
 00:56:53 Rep. Hollenbaugh
 00:57:15 Rep. Sinrud
 00:57:19 Mr. Volesky

Informational Testimony: None

Questions from Committee Members and Responses:

00:58:28 Rep. Kasten
01:00:09 Mr. Malley
01:00:52 Mr. Marbut
01:01:40 Rep. Ripley
01:04:06 Mr. Volesky
01:04:46 Rep. Taylor
01:05:42 Rep. Rice
01:06:09 Rep. Taylor
01:06:20 Mr. Fanning
01:07:13 Rep. Franklin
01:08:04 Ms. Ellis
01:08:28 Rep. Franklin
01:09:35 Amy Sassano, Governors' Budget Office
01:10:06 Rep. Franklin
01:10:41 Rep. Rice
01:12:20 Rep. Jayne
01:17:28 Mr. Fanning
01:18:30 Rep. Jayne
01:19:02 Mr. Volesky
01:19:47 Rep. Jayne
01:21:07 Rep. Rice
01:21:34 Rep. Musgrove
01:23:27 Mr. Volesky
01:24:01 Rep. Franklin
01:25:36 Rep. Rice
01:25:58 Rep. Beck
01:26:42 Rep. Jayne
01:28:00 Rep. Rice
01:28:20 Rep. Sinrud
01:31:14 Mr. Volesky
01:31:56 Rep. Sinrud
01:32:17 Jeff Hagener, Director, Fish, Wildlife and Parks
01:34:40 Mr. Hagener

Closing by Sponsor:

01:34:52 Rep. Rice

01:38:55 Break
01:49:41 Resume

01:49:50 Vice Chair Taylor assumes Chair

HEARING ON HB 523

Opening Statement by Sponsor:

01:49:59 Rep. John Sinrud (R), HD 67, opened the hearing on HB 523, Restrict use of carry forward unspent appropriations.

Proponents' Testimony: None

Opponents' Testimony:

01:51:21 David Ewer, Budget Director

Informational Testimony: None

Questions from Committee Members and Responses:

01:55:58 Rep. Wells
01:58:59 Rep. Sinrud
01:59:06 Rep. Ripley
01:59:23 Mr. Ewer
02:01:12 Mr. Ewer
02:03:12 Rep. Ripley
02:05:07 Rep. Sinrud
02:07:00 Rep. Callahan
02:08:23 Rep. Sinrud
02:10:23 Rep. Franklin
02:12:19 Mr. Ewer
02:14:40 Rep. Beck
02:15:25 Rep. Sinrud
02:15:54 Rep. Witte
02:16:38 Rep. Sinrud
02:18:25 Rep. Taylor
02:18:56 Rep. Sinrud

Closing by Sponsor:

02:19:17 Rep. Sinrud

HEARING ON HB 522

Opening Statement by Sponsor:

02:20:42 Rep. John Sinrud (R), HD 67, opened the hearing on HB 522, Revise definition of present law for budgeting purposes.

Proponents' Testimony: None

Opponents' Testimony:

02:21:53 David Ewer, Budget Director

Informational Testimony: None

Questions from Committee Members and Responses:

02:30:25 Rep. Beck
02:30:50 Rep. Sinrud
02:31:31 Rep. Sesso
02:32:16 Rep. Sinrud
02:33:00 Rep. Sesso
02:41:35 Clayton Schenck, Legislative Fiscal Analyst
02:43:04 Rep. Callahan
02:44:19 Mr. Schenck

Closing by Sponsor:

02:45:00 Rep. Sinrud

02:45:55 Rep. Musgrove
02:46:13 Rep. Sinrud
02:46:49 Rep. Musgrove
02:47:03 Rep. Sinrud

EXECUTIVE ACTION ON HB 34

Discussion:

02:50:59 Rep. Sesso suggested deferring HB 34.

02:52:28 **Motion/Vote:** Rep. Wells moved that **HB 34 BE TABLED**.
Motion carried 12-7 by roll call vote, with Rep.
Franklin, Rep. Callahan, Rep. Hiner, Rep. McChesney,
Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting
no. Rep. Jayne, Rep. Hollenbaugh, and Rep. Morgan
voted by proxy.

EXECUTIVE ACTION ON HB 57

02:55:10 **Motion:** Rep. Clark moved that **HB 57 DO PASS**.

Discussion:

02:55:26 Rep. Franklin asked to delay action on HB 57.
02:55:56 Rep. Franklin noted ongoing amendment discussion.
02:56:20 Rep. Clark withdrew her motion without objection.

EXECUTIVE ACTION ON HB 227

02:56:40 **Motion/Vote:** Rep. Ripley moved that **HB 227 BE TABLED**.
Motion carried 11-8 by roll call vote with Rep.
Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep.
McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.
Musgrove voting no. Rep. Jayne, Rep. Hollenbaugh, and
Rep. Morgan voted by proxy.

EXECUTIVE ACTION ON HB 302

03:00:26 **Motion/Vote:** Rep. Wells moved that **HB 302 BE TABLED**.
Motion carried 11-8 by roll call vote with Rep.
Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep.
McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.
Musgrove voting no. Rep. Jayne, Rep. Hollenbaugh, and
Rep. Morgan voted by proxy.

EXECUTIVE ACTION ON HB 374

03:01:47 **Motion/Vote:** Rep. Hawk moved that **HB 374 BE TABLED**.
Motion carried 10-9 by roll call vote with Rep.
Callahan, Rep. Franklin, Rep. Hiner, Rep. Hollenbaugh,
Rep. Jayne, Rep. McChesney, Rep. Musgrove, Rep. Sesso,
and Rep. Witte voting no. Rep. Jayne, Rep. Hollenbaugh,
and Rep. Morgan voted by proxy.

EXECUTIVE ACTION ON HB 438

03:02:43 **Motion/Vote:** Rep. Hawk moved that **HB 438 BE TABLED**.
Motion carried unanimously, 19-0. Rep. Jayne, Rep.
Hollenbaugh, and Rep. Morgan voted by proxy.

EXECUTIVE ACTION ON HB 186

03:04:39 **Motion/Vote:** Rep. Beck moved that **HB 186 BE TABLED**.
Motion carried 15-4 by roll call vote with Rep.
Franklin, Rep. Hollenbaugh, Rep. Musgrove, and Rep.
Sesso voting no. Rep. Jayne, Rep. Hollenbaugh,
and Rep. Morgan voted by proxy.

03:06:21 Rep. Callahan

03:07:10 Rep. Sinrud

EXHIBIT (aph25a05)

EXHIBIT (aph25a06)

ADJOURNMENT

Adjournment: 5:42 P.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph25aad.pdf](#))